BILL NO. S-89-07-16

SPECIAL ORDINANCE NO. S-106-89

AN ORDINANCE approving the awarding of Reference #883 by the City of Fort Wayne, Indiana, by and through its Department of Purchasing and **BRADLEY CHEVROLET** for the Water Pollution Control Plant.

NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA;

SECTION 1. That Reference #883 between the City of Fort Wayne, by and through its Department of Purchasing and **BRADLEY CHEVROLET** for the Water Pollution Control Plant, respectfully for:

> **the purchase of a four-wheel drive pick-up truck for the Water Pollution Control Plant;**

involving a total cost of Twelve Thousand Nine Hundred Seventy-Eight and no/100 Dollars ($12,978.00), all as more particularly set forth in said Reference #883 which is on file in the Office of the Department of Purchasing, and is by reference incorporated herein, made a part hereof, and is hereby in all things ratified, confirmed and approved.

SECTION 2. That this Ordinance shall be in full force and effect from and after its passage and any and all necessary approval by the Mayor.

Councilmember

APPROVED AS TO FORM
AND LEGALITY

J. Timothy McCaulay, City Attorney

REF NO.: 883

DEPT.: WPC PLANT

DATE: 7/5/89

ITEM/SERV.: 4-WHEEL DRIVE PICK-UP

PURCHASING INFORMATION

ADVERTISED BID:YES

DATES ADVERTISED: 6/2 & 6/9

OPENING DATE: 6/22/89

WRITTEN QUOTE:

DUE DATE:

VERBAL QUOTE:

SINGLE SOURCE:

NO. OF VENDORS NOTIFIED: 14

NO. OF VENDORS RECEIVING BID PACKET: 6

NO. OF VENDORS RETURNING BID: 2

NO. OF VENDORS DISQUALIFIED:

NO. OF VENDORS NOT RESPONDING: 12

DATE SENT TO DEPT. FOR RECOMMENDATION: 6/23/89

DATE RECOMMENDATION REC'D IN PURCHASING: 7/5/89

DATE INFO SENT TO LAW DEPT.: 7/5/89

INTRODUCTION DATE: 7/11/89

DISCUSSION DATE: 7/18/89

PASSAGE DATE: 7/25/89

ORDINANCE NO.:

AMOUNT APPROVED AND/OR SPENT LAST YEAR:
(IF APPLICABLE)

REFERENCE NO. 883
FOUR WHEEL DRIVE VEHICLE
WPC PLANT

DESCRIPTION	BRADLEY CHEVY	WESTLAND DODGE	TOM WOOD
MODEL	CHEVROLET	DODGE	NO BID
YEAR	1990	1989	
DEL TIME ARO	60 DAYS	IMMEDIATELY	
FREIGHT	$550.00	$550.00	
COST	$12,428.00	$12,476.30	
TOTAL COST	$12,978.00	$13,026.30	

INVITATION TO BID
DEPARTMENT OF PURCHASING
CITY OF FORT WAYNE, ALLEN COUNTY, INDIANA
ONE MAIN STREET - ROOM 350
219-427-1101

BID OPENING DATE: June 22, 1989 at 11a.m. BID REFERENCE # 883

BIDS SHOULD BE DELIVERED TO DEPARTMENT OF PURCHASING, ROOM 350, CITY-COUNTY BUILDING UP TO 11:00 A. M., ON OR BEFORE OPENING DATE.

SEALED BIDS WILL BE OPENED PUBLICLY AT 11:01 A.M. IN THE BOARD OF WORKS AND SAFETY CONFERENCE ROOM ON THE THIRD FLOOR OF THE CITY-COUNTY BUILDING. "NO LATE BIDS WILL BE ACCEPTED AFTER 11:00 A.M. FOR ANY REASON WHATSOEVER."

THIS INVITATION FOR BID IS FOR One (1) Four Wheel Drive Pickup

AND REQUESTED BY Water Pollution Control Plant.

PLEASE RETURN THIS FORM AND/OR ANY OF THE OTHER FORMS AS REQUESTED ON THE THE SHEET OF CONTENTS WITH YOUR SEALED BID.

THIS BID REQUIRES A XXX 5% BID BOND, CERTIFIED CHECK, OR CASHIER'S CHECK OF ALL BIDDERS.

THIS BID REQUIRES A _____ 100% PERFORMANCE BOND OF SUCCESSFUL BIDDER(S).

PROMPT PAYMENT DISCOUNTS WILL BE ALLOWED AS FOLLOWS: NONE %
IF PAID WITHIN N/A DAYS.

THE CITY OF FORT WAYNE IS EXEMPT FROM FEDERAL EXCISE AND INDIANA STATE SALES TAX. THE CITY'S INDIANA SALES TAX EXEMPTION CERTIFICATE NUMBER IS 356-001-255-0013. PRICES SHOULD NOT INCLUDE THESE TAXES.

THE EXECUTION HEREOF BY THE BIDDER IS ACCEPTANCE OF ALL TERMS AND CONDITIONS HEREIN AND IN THAT REGARD THE BIDDER AGREES TO BE BOUND BY SAME AND BE BOUND TO THE AMOUNT OF HIS/HER BID FOR A PERIOD OF NINETY (90) DAYS.

FIRM NAME BRADLEY CHEVROLET
STREET ADDRESS 1550 North Morton ST.
CITY FRANKLIN, IN 46131
BY J.P. Phillips PHONE 3177365141
REPRESENTATIVE SIGNATURE

SCHEDULE

1. The contractor agrees to furnish at his/her/its own cost all labor, insurance, materials, equipment, and power for the completed delivery of the supplies.

All supplies and deliveries of supplies will be in accordance with: the IFB, this contract and any applicable plans, specifications, and drawings for a TOTAL PRICE of $ 12,978.00 . (If unit prices are applicable, the contractor agrees to perform for those unit prices as set forth in the Schedule of Unit Prices attached hereto.) The supplies shall be delivere as follows:

_____

_____

_____

_____

/__/ 2. LIQUIDATED DAMAGES PROVISION. It is hereby agreed by and between the City of Fort Wayne and contractor that time is of the essence of this agreement, and the contractor agrees that it will deliver the supplies as herein called for on or before the time spelled out in the contract. The parties agree that it is a business and governmental necessity that the supplies be delivered by these dates. The parties agree that in the event the supplies are not delivered by these dates, that it will be difficult or impossible to make an accurate determination of the damages that will be incurred by the City of Fort Wayne, and therefore provide for liquidated damages in the sum of $ NONE per day as a reasonable estimate as to the damages which would be incurred by the City of Fort Wayne. The parties further agree that causes beyond the control of the contractor may delay delivery of supplies. Therefore, the parties agree that delays in the dates for delivery of supplies beyond the control of the contractor shall not result in liquidated damages.

Delays beyond the control of the contractor can include but are not restricted to: Acts of God or of the public enemy, acts of the United States Government, State of Indiana Government and City of Fort Wayne in either its sovereign or contractual capacity, fires, floods, epidemics, guarantee restrictions, strikes, freight embargoes, and unusually severe weather; but, in every case, the failure to perform must be beyond control and without the fault or negligence of the contractor. If the failure to perform is caused

SPECIFICATION SHEET

SPECIFICATIONS FOR ONE (1) 1989 1/2 TON FOUR (4) WHEEL DRIVE PICKUP TRUCK INCLUDING ALL STANDARD EQUIPMENT AS LISTED IN THE MANUFACTURER'S LITERATURE UNLESS SUPERSEDED BY ANY OF THE FOLLOWING SPECIFICATIONS LISTED HEREIN:

1.	YEAR:	~~1989~~ 1990
2.	MODEL:	4 WHEEL DRIVE PICKUP (FORD OR CHEVY)
3.	GVW:	6200 LB. APPROX. Exception: C100 & V.
4.	WHEELBASE:	117" APPROX. YES
5.	ENGINE:	5.0 LITER V-8 GASOLINE OR 6.2 LITER DIESEL OR LARGER YES, Gas
6.	TRANSMISSION:	AUTOMATIC W/2 SPEED TRANSFER CASE YES
7.	ALTERNATOR:	60 AMP MINIMUM YES
8.	BATTERY:	80 AMP HR APPROX. YES
9.	GAUGES:	FULL SET YES
10.	FRONT AXLE RATING:	STANDARD FOR 4WD YES
11.	REAR AXLE RATING:	3700 LB. APPROX. YES
12.	REAR AXLE RATIO:	STANDARD 3.73:1 APPROX. YES
13.	HEATER & DEFROSTER:	FRESH AIR, HIGH OUTPUT YES
14.	WINDSHIELD WIPERS & WASHERS:	INTERMITTENT ELECTRIC W/DUAL WASHERS YES
15.	SEAT BELTS:	3 SETS REQUIRED YES
16.	SUN VISORS & ARM RESTS:	2 REGULAR YES
17.	REAR VIEW MIRRORS:	(LOW MOUNT) BOTH SIDES, REAR INSIDE YES
18.	TIRES:	P235 X 15 LOAD RANGE C OR LT 245 X 16 LOAD RANGE C LT245/75R16
19.	BODY:	PICKUP 8' BED YES
20.	BRAKES:	FULL POWER YES

21. POWER STEERING:	REQUIRED	YES
22. PAINT/RUST PROOFING:	REQUIRED, EQUAL OF ZIEBART	YES
23. SAFETY EQUIPMENT:	AS REQUIRED BY STATE & FEDERAL AGENCIES	YES
24. BUMPERS:	FRONT STANDARD REAR W/HEAVY DUTY STEP W/BALL AND T60 A.L.O. PINTLE HOOK	YES
25. SEATS:	FULL BENCH SEAT, HEAVIEST AVAILABLE SHOCKS & SPRINGS	YES

MAKE:	CHEVROLET
MODEL:	CK 10903
YEAR:	1990
DELIVERY TIME ARO:	60 DAYS
FREIGHT:	$ 550.00
COST:	$ 12,428.00
TOTAL COST:	$ 12,978.00

Alternate Bid: Disreguard.

CERTIFICATION OF BIDDER/VENDOR

The undersigned, on behalf of BRADLEY CHEVROLET, does hereby make the following representations to the City of Fort Wayne, Indiana.

WHEREAS, it is acknowledged that the Common Council of the City of Fort Wayne, Indiana, has passed an ordinance condemning the apartheid policies of the country of South Africa;

WHEREAS, Council's ordinance requires that all persons, firms or corporations submitting bids to the City, for goods and services, certify, as part of the bid, that such entity does not support the policies of apartheid in South Africa.

The undersigned states, on behalf of John Phillips, that BRADLEY CHEVROLET does not support or endorse the policy of apartheid in South Africa.

IN WITNESS WHEREOF, this Certification has been signed this 21st day of June, 1989

BRADLEY CHEVROLET
(Name of Bidder/Vendor)

John Phillips FLEET MGR
(Name and Title of Person Signing)

J. Phillips

Prescribed by the State Board of Accounts

Form No. 95 (Revised 1987)

BID, OFFER OR PROPOSAL FOR SALE OR LEASE OF MATERIALS

(Defined at I.C. 36-1-2-9.5)
(Please type or print)

Date: June 21, 1989

1. Governmental Unit: City of Fort Wayne
2. County: Allen
3. Bidder (Firm): Bradley Chevrolet
   Address: 1550 North Morton St.
   City/State: Franklin, In. 46131
4. Telephone Number: 317 736 5141
5. Agent of Bidder (If applicable): John Phillips

Pursuant to notices given, the undersigned offers bid(s) to City of Fort Wayne (Governmental Unit) in accordance with the following attachment(s) which specify the class or item number or description, quantity, unit, unit price and total amount.

The contract will be awarded by classes or items, in accordance with specifications. Any changes or alterations in the items specified will render such bid void as to that class or item. Bidder promises that he has not offered nor received a less price than the price stated in his bid for the materials included in said bid. Bidder further agrees that he will not withdraw his bid from the office in which it is filed. A certified check or bond shall be filed with each bid if required, and liability for breach shall be enforceable upon the contract, the bond or certified check or both as the case may be.

J. Phillips
Signature of Bidder or Agent

BID OFFER OR PROPOSAL

Attach separate sheet listing each item bid based on specifications published by governing body. Following is an example of the bid format:

Class or Item	Quantity	Unit	Description	Unit Price	Amount
	01	each	4X4 pick up truck	[redacted]	[redacted]
				$12,978.00	$12,978.00

Terms 30 days net, no discount

NON-COLLUSION AFFIDAVIT

STATE OF INDIANA)
) SS:
Johnson COUNTY)

The undersigned bidder or agent, being duly sworn on oath, says that he has not, nor has any other member, representative, or agent of the firm, company, corporation or partnership represented by him, entered into any combination, collusion or agreement with any person relative to the price to be bid by anyone at such letting nor to prevent any person from bidding nor to induce anyone to refrain from bidding, and that this bid is made without reference to any other bid and without any agreement, understanding or combination with any other person in reference to such bidding.

He further says that no person or persons, firms, or corporation has, have or will receive directly or indirectly, any rebate, fee, gift, commission or thing of value on account of such sale.

Bradley Chevrolet
Bidder (Firm)

J. Phillips
Signature of Bidder or Agent

Subscribed and sworn to before me this 21st day of June 19 89.

My Commission Expires: 10-25-92

County of Residence: Johnson

J. Weir
Notary Public

Terri M. Weir
Notary Public Printed Name

ACCEPTANCE

There now being sufficient unobligated appropriated funds available, the contracting authority of _____ (Governmental Unit) hereby accepts the terms of the attached bid for classes or items numbered _____ and promises to pay the undersigned bidder upon delivery the price quoted for the materials stipulated in said bid.

Date: _____

Contracting Authority Members:

_____ _____
_____ _____
_____ _____

Read the first time in full and on motion by Henry, seconded by Talarico, and duly adopted, read the second time by title and referred to the Committee on City Utilities (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Conference Room 128, City-County Building, Fort Wayne, Indiana, on _____, the _____, day of _____, 19____, at _____ o'clock ____.M.,E.S.T.

DATED: 7-11-89

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Read the third time in full and on motion by Henry, seconded by Talarico, and duly adopted, placed on its passage. PASSED ~~LOST~~ by the following vote:

	AYES	NAYS	ABSTAINED	ABSENT
TOTAL VOTES	9			
BRADBURY	✓			
BURNS	✓			
EDMONDS	✓			
GiaQUINTA	✓			
HENRY	✓			
LONG	✓			
REDD	✓			
SCHMIDT	✓			
TALARICO	✓			

DATED: 8-1-89

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as ~~(ANNEXATION)~~ ~~(APPROPRIATION)~~ ~~(GENERAL)~~ (SPECIAL) ~~(ZONING MAP)~~ ORDINANCE ~~RESOLUTION~~ NO. S-106-89 on the 1st day of August, 19 89.

ATTEST
Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

SEAL
Charles S. Redd
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 2nd day of August, 19 89, at the hour of 11:00 o'clock A.M.,E.S.T.

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Approved and signed by me this 4th day of August, 19 89, at the hour of 2:30 o'clock P.M.,E.S.T.

PAUL HELMKE, MAYOR

DIGEST SHEET

S-85-07-16

TITLE OF ORDINANCE: Special

DEPARTMENT REQUESTING ORDINANCE: Purchasing

SYNOPSIS OF ORDINANCE: An ordinance approving the award of Reference No. 883 for a four wheel drive pick-up truck for the WPC Plant. The cost reflects the lowest and most responsible of two (2) vendors.

EFFECT OF PASSAGE: Provide new 1990 four wheel drive pick-up truck. This will replace existing truck that has high mileage and is extremely rusted due to use in the lime sludge lagoons.

EFFECT OF NON-PASSAGE: No vehicle for use in the lagoons, to go to the plant and the sludge disposal sites.

MONIES INVOLVED: Bradley Chevrolet $12,978.00

PRICE AGREEMENT:

PURCHASE ORDER: Yes

SOURCE OF FUNDING: WPC Plant
514-533-S101-4444

PRIOR APPROVAL: DATE:
(IF APPLICABLE)

BILL NO. S-89-07-16

REPORT OF THE COMMITTEE ON CITY UTILITIES

THOMAS C. HENRY, CHAIRMAN
MARK E. GiaQUINTA, VICE CHAIRMAN
LONG, BURNS, TALARICO

WE, YOUR COMMITTEE ON CITY UTILITIES TO WHOM WAS REFERRED AN (ORDINANCE) ~~(RESOLUTION)~~ approving the awarding of Reference #883 by the City of Fort Wayne, Indiana, by and through its Department of Purchasing and BRADLEY CHEVROLET for the Water Pollution Control Plant

HAVE HAD SAID (ORDINANCE) ~~(RESOLUTION)~~ UNDER CONSIDERATION AND BEG LEAVE TO REPORT BACK TO THE COMMON COUNCIL THAT SAID (ORDINANCE) ~~(RESOLUTION)~~

DO PASS	DO NOT PASS	ABSTAIN	NO REC
Mark E. GiaQuinta			
Thomas C. Henry			
Paul M. Burns			
Samuel J. Talarico			

DATED: 8-1-89.

Sandra E. Kennedy
City Clerk